IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

OP.No. 8902 of 1998(I)

PETITIONER:

P.V.Parameswaran Namboothiri, Para Mana, residing at Palace No.XII, (Thejus) Fort, Nadama Village, Thripunithura, Ernakulam District.

BY ADV. SRI.K.N.NARAYANA PILLAI
SRI.P.VISWANATHAN
SRI.DINESH R.SHENOY
SRI.VPK.PANICKER
SRI.S.VIDYASAGAR

RESPONDENTS:
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1. The Cochin Devaswom Board, represented by the President, Cochin Devaswom Board, Thrissur.

2. The Special Commissioner, Cochin Devaswom Board, Thrissur.

3. The Assistant Commissioner, Cochin Devaswom Board, Thripunithura.

4. The Devaswom Officer, Thrippunithura Devaswom, Thripunithura.

BY ADV. SRI.P.KESAVAN NAIR
SRI.K.G.CLEETUS
SRI.K.GOPALAKRISHNA KURUP,SC CDB
SRI.K.GOPALAKRISHNA KURUP,SC,COCHIN D.B

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP 8902/98

APPENDIX

Petitioner's Exts:

Ext.P1 true photo copy of the letter issued by the 4th respondent intimating the appointment of the petitioner as the Avarodham Bhattathiripad.

Ext.P2 true copy of the letter of intimation dated 16.4.1996.

Ext.P3 true copy of the letter of intimation dated 17.2.97.

Ext.P4 true photo copy of the letter dated 6.2.1997 issued by the petitioner to the 1st respondent.

Ext.P5 true photo copy of the representation submitted by the petitioner to the 2nd respondent dated 4.7.1997.

Ext.P6 true photo copy of the order dated 18.10.1997 issued by the 2nd respondent.

Ext.P7 true photo copy of a letter of invitation dated 16.11.1997 issued by the 4th respondent.

Ext.P8 true copy of the affidavit executed by the present 1st Bhattathiri dt. 20.7.99.

Ext.P9 true photocopy of the report published in the Mathrubhoomi daily dated 2.7.2004.

Ext.P10 true photocopy of the page No.66 of the Sree Poornathrayeesa supplement

K.S.Radhakrishnan
&
Antony Dominic, JJ.
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O.P.No.8902 of 1998
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Dated this the 29th day of June, 2007.

JUDGMENT

Radhakrishnan,J.

Original Petition was preferred against Ext.P6 order dated 18.10.1997. Reference was also made to a report of the Assistant Commissioner dated 25.9.1997. A reading of Ext.P6, it is clear that there is no application of mind while considering Ext.P5. In Ext.P5 representation, petitioner has requested disbursement of the salary and allowances due to him from 31.1.1995. Nothing has been stated in Ext.P6 explaining whether he is entitled to salary and other benefits. In such circumstances, we direct the first respondent Board to reconsider the grievance raised by the petitioner in Ext.P5 and take a decision in accordance with law, within a period of two months from

the date of receipt of a copy of this judgment.

Original Petition is disposed of as above.

K.S.Radhakrishnan,
Judge.

Antony Dominic,
Judge.

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